



FORMAL ORDER



IN THE SUPREME COURT OF JUDICATURE OF JAMAICA
CLAIM NO.

SU 2023 CV: 01840

IN THE MATTER of an application under section 14(9)(b)(i) of the **Terrorism Prevention Act**

AND

IN THE MATTER of an application by the Director of Public Prosecutions for an Order in accordance with section 14(10)(a) of the **Terrorism Prevention Act** to remove a listed entity designated as a terrorist entity under the **Terrorism Prevention Act** in keeping with a decision of the United Nations Security Council

AND

IN THE MATTER of an application by the Director of Public Prosecutions for an Order to remove:
QDi.379 Name: 1: ABD AL-AZIZ 2: ADAY 3: ZIMIN 4: AL-FADHIL
QDi.381 Name: 1: HAMAD 2: AWAD 3: DAHI SARHAN 4: AL-SHAMMARI as a listed designated terrorist entity in keeping with the decision of the United Nations Security Council pursuant to resolutions 1267 (1999), 1989 (2011) and 2253 (2015) concerning ISIL (Da' esh), Al-Qaida and associated individuals, groups, undertakings and entities

BETWEEN THE DIRECTOR OF PUBLIC PROSECUTIONS
AND ABD AL-AZIZ, ADAY, ZIMIN, AL-FADHIL
AND HAMAD, AWAD, DAHI SARHAN, AL-SHAMMARI

APPLICANT
DEFENDANT
DEFENDANT

IN CHAMBERS # *Via Video Conference*
THE HONOURABLE *Mrs. Justice S. Jackson-Hensley*

BEFORE

THIS 7th DAY OF JUNE 2023,

UPON THE HEARING OF THE FIXED DATE CLAIM FORM filed by the Director of Public Prosecutions and dated 7th June, 2023 and coming up for hearing this day and upon hearing Counsel for the Applicant as instructed by the Office of the Director of Public Prosecutions,

IT IS HEREBY ORDERED THAT:

1. In accordance with sections 14 (9) (b) (i) and 14 (10) (a) of the Terrorism Prevention Act:
 - a) **QDi.379 Name: 1: ABD AL-AZIZ 2: ADAY 3: ZIMIN 4: AL-FADHIL**
 - b) **QDi.381 Name: 1: HAMAD 2: AWAD 3: DAHI SARHAN 4: AL-SHAMMARI** , which were removed from the United Nations Sanctions List as per UN document SCA/2/23 (08) dated June 5th 2023, are hereby removed as listed entities under the Terrorism Prevent Act.
2. All Orders previously issued by this Court in respect of this listed entity shall immediately cease to apply as of the 5th day of June 2023.
3. The Applicant's attorney is to prepare, file and serve a copy of this Order along with a copy of UN document SCA/2/23 (08) dated June 5th, 2023, issued by the United Nations Security Council Sanctions List Committee on all relevant authority and financial institutions.

BY THE COURT


.....
JUDGE OF THE SUPREME COURT



EXTRACTED by **THE DIRECTOR OF PUBLIC PROSECUTIONS** whose address for service is Public Buildings (West), King Street in the city and parish of Kingston, telephone number (876) 922 -6321-5, fax (876) 922-4318.

EXHIBIT 'JT 1'

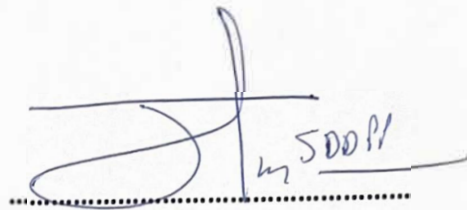
This is a copy of the United Nations Reference SCA/2/23 (08) now produced and shown to me marked 'JT1' for identification referred to by me in paragraph ten (10) of my Affidavit filed herein.

SWORN to at the Office of the Director
of Public Prosecutions))

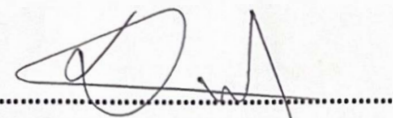
in the parish of Kingston))

this 7th day of JUNE, 2023))

Before me:- Ricardo Greenwood



JEREMY TAYLOR, KC


.....
JUSTICE OF THE PEACE FOR THE
PARISH OF: - Kingston

United Nations Nations Unies

HEADQUARTERS | SIEGE | NEW YORK, NY 10017
TEL.: + 212 963 4574 | SC-1267-COMMITTEE@UN.ORG

REFERENCE: SCA/2/23 (08)

The Chair of the Security Council Committee pursuant to resolutions 1267 (1999), 1989 (2011) and 2253 (2015) concerning ISIL (Da'esh), Al-Qaida and associated individuals, groups, undertakings and entities presents her compliments to the Permanent Representatives and Observers to the United Nations and wishes to convey the following:

On 05/06/2023, the entries specified below were **removed** from the ISIL (Da'esh) and Al-Qaida Sanctions List after the Committee concluded its consideration of the de-listing requests for these names submitted through the Office of the Ombudsperson established pursuant to Security Council resolution 1904 (2009), and of the Comprehensive Reports of the Ombudsperson on these de-listing requests.

The assets freeze, travel ban and arms embargo set out paragraph 1 of Security Council resolution 2610 (2021) and adopted under Chapter VII of the Charter of the United Nations accordingly no longer apply to the entries.

A. Individuals

QDi.379 Name: 1: ABD AL-AZIZ 2: ADAY 3: ZIMIN 4: AL-FADHIL
Name (original script): عبدالعزيز عدي زمين الفضيل
Title: na **Designation:** na **DOB:** 27 Aug. 1981 **POB:** Kuwait **Good quality**
a.k.a.: a) Abd al-Aziz Udai Samin al-Fadhli b) Abd al-Aziz Udai Samin al-Fadhli c) Abd al-Aziz Adhay Zimin al-Fadhli d) Abdalaziz Ad'ai Samin Fadhli al-Fadhali **Low quality**
a.k.a.: na **Nationality:** na **Passport no:** na **National identification no:** 281082701081

QDi.381 Name: 1: HAMAD 2: AWAD 3: DAHI SARHAN 4: AL-SHAMMARI
Name (original script): حمد عوض ضاحي سرخان الشمري
Title: na **Designation:** na **DOB:** 31 Jan. 1984 **POB:** na **Good quality** **a.k.a.:** na **Low quality** **a.k.a.:** Abu Uqlah al-Kuwaiti **Nationality:** Kuwait **Passport no:** Kuwait number 155454275 **National identification no:** Kuwait identity card 284013101406

The names of individuals and entities removed from the ISIL (Da'esh) and Al-Qaida Sanctions List pursuant to a decision by the Committee may be found in the "Press Releases" section on the Committee's website:

<https://www.un.org/securitycouncil/sanctions/1267/press-releases>

To obtain a fully updated version of the List, Member States are encouraged to consult, on a regular basis, the Committee's website at the following URL:
https://www.un.org/securitycouncil/sanctions/1267/aq_sanctions_list. The Sanctions List

is available in HTML, PDF and XML format and is updated regularly on the basis of relevant information provided by Member States and international and regional organizations.

The United Nations Security Council Consolidated List is also updated following all changes made to the ISIL (Da'esh) and Al-Qaida Sanctions List. An updated version of the Consolidated List is accessible via the following URL:
<https://www.un.org/securitycouncil/content/un-sc-consolidated-list>.

In accordance with paragraph 19 of resolution 1526 (2004), the Secretariat automatically conveys updates of the ISIL (Da'esh) and Al-Qaida Sanctions List to States, regional and sub-regional organizations by e-mail shortly following the postings of such updates on the Committee's website. Member States are invited to submit any updated or new information for this purpose to the Secretariat by e-mail to: SC-1267-Committee@un.org. The Committee encourages all States to allow implementation of updates of the ISIL (Da'esh) and Al-Qaida Sanctions List based on e-mails, soft-copy notices, or website postings.

5 June 2023

